G. R. S. IX-5]

Previous references.

Reserve

1917-18 V
(Police)

/ P31

File No. 66-17

Serial Nos. / 46

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. / 46

Part B for December 917

SUBJECT.

Appeal against the order of the District Magistrate, Bangalore, withdrawing Licences granted to Conduct the Durbar and Sankranthi Gobbavarus

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6) To Thro: Mr B. V. Ramasami chetty Advocate Bangalore.

No J 2205 dt 21-12-17

Informs that the Petitioners should establish their rights in a Competent Civil Court and that Govt cannot interfere in the Matter.

To the District Magistrate Bangalore

No J 2206 dt 21-12-17

Returns the Records.

Abdul Rahiman
22.12.17

W D 55—G P B—50,000—24-7-15

803

G. R. S. III—1] 1917.

GENERAL AND REVENUE SECRETARIAT.

(Police)

NOTES.

File No. 66-17

FILE HEADING.

Appeal against the order of the District magistrate Bangalore, withdrawing the licenses granted to conduct the Dasara and Sankranthi Gotsavams.

From

Mybara Setty and Mallappa Setty, Ramanamapet, Bangalore city.

No.	Dated	Received
Diary No. 802	Enclos. Spare Copies.	Serial No. 1.

BRIEF ABSTRACT OF LETTER.

Pray to set aside the order of the District-magistrate Bangalore in mis 899 of 1916-17. and to direct the issue of licenses

NOTES AND ORDERS.

Sl 2. J 803. Another petition on the same subject to set aside the order of the District magistrate in License Application No. 2.

Submitted for orders with a draft calling for a report from the District magistrate, Bangalore.

26/10/10.

NOTES—First Sheet.

WD 1232—GPB—20,000—18-11-16

General and Revenue Secretariat.

66 File No. 17 of 191

Serial No.

3) In the meantime two more communications have been received.
one from D/ 23.10.17 from Mr Govt Settis & Nine Ryanimars
Pet D/ 23.10.17 from the same person

4) Subd. The draft calling for a report is shown here. The report may be awaited.

Sub A

Rd. 27.10.17

Eg 27.10

3 To The Dt Magte Bangalore Dt
No J/1564 D/ 7-11-17
Calls for a report with the records of the Case.

4. J 1040. D/ 7-11-17.
Petition from Mylapore Setty and others praying that no license be issued to the opponents

5 From The Dt Magte Bangalore
No Roc 420 D/ 23.11.17
J 17-18
Forwards the records called for

5) Subd. for orders with reference flagged.
Rd. 29.11.17 All 6) The facts of the case are clear. The petitioners are said to be the Settis of Ramasettipalla and the Chowdeswara temple there

NOTE—Contn. sheet.

SPB—85,000—17-6-12

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat. | Police File No. 66 of 1917-18

Serial No.

and the opponents are the Jaymans. The petitioners case is that they are entitled to apply for a license and carry in procession the Godess during the Dasara Sankranthi, that the opponents who are also managers of the temple are similarly entitled to carry the Godess in procession in Karthika, Mudra, &c. The opponents objected to the grant of license on the ground that past dealings can get a procession conducted only with the consent of the managers of the temple and that otherwise there will be serious consequence in the management of the temple. The City Magistrate granted the license in both the cases to the petitioners but subsequently cancelled it in one, the District Magistrate cancelled both on the ground that the Managers should be consulted that the license should issue in their names.

7) The order of the District Magistrate does not seem to be justifiable. Under Section 45 of the Police Regulation, it is only the assembling procession in areas which have been notified by the Magistrate. If the petitioners have otherwise a right to take a godess in procession, it is not clear why the Magistrate should impose ~~an additional~~ a duty that the procession should be conducted only with the consent of the managers that the license should be taken out in the names of the Managers. This District is divided

NOTE—Contn. sheet.

1180

AD 1223—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat. | Police File No. 66 of 1917-18.

Serial No.

the question whether the petitioner may as settlement order right
has power in proceedings without the consent of the Dharma
Darsi is not confined to the magistrate and the question
is one for decision of the Civil Courts. So long as a
person is entitled to take the Sodden out of the temple,
equally entitled to have to take it in procession
and the Magistrate should not refuse to grant the
same unless he fears a breach of the peace, and then
would be entitled to bind over.

In this view of the
matter whether the Magistrate may be informed
accordingly or whether the parties may be asked to
establish their rights in a Civil Court need not interfere

Hs
15/12

First Member

22/11
15/12.

I agree with the above course
15/12
Hs
Draft
Hs
15/12

Draft settled.

BS
18.12.17
KR

B
15/12

6 Thro' Mr. B. V. Ramaswami Chetty
Advocate Bangalore.

No. 2205 of 21-12-17

Informs that the petitioners sir... establish

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2

General and Revenue Secretariat. | File No. | of 191

Serial No.

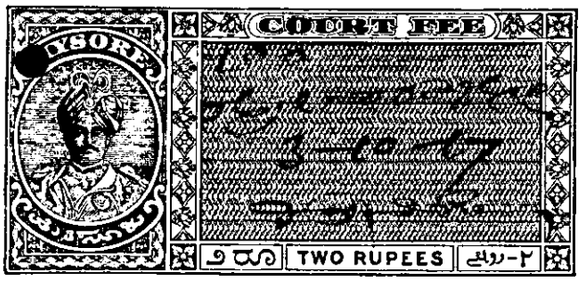
their rights in a Competent Civil Court and that Court would not interfere in the matter

To, The Dt Magistrate Bangalore Dt

No J 2206 Dt 21-12-17

Returns the records-

NOTE—Contn. sheet.



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE

MAHARAJA OF MYSORE, BANGALORE.

Miscellaneous Appeal No. of 17-18

1. Mylara Setty son of Gurubasetty. 2. Mallappa Setty son of Basetti, both residing in Ramannanapet, Bangalore City.	.....	Appellants.
-vs-		
1. Nanjappa Setty. 2. Yejaman Nanjundappa. 3. Yejaman Rameswarappa. 4. Yejaman Chikkaveerappa, all residing in Ramannanapet, Bangalore City.	....	Respondents.

The appellants abovenamed respectfully beg to appeal against the order passed by the District Magistrate, Bangalore in License Application Mis. 89 of 1916-1917 on the following amongst other grounds:-

1. The Chowdeswari Rameswari Temple in Ramannanapet, Bangalore City belongs to the community of the appellants and the respondents. The appellants are cousins, being sons of uterine brothers Dodda-Gurubasetty and Basetty. They had an uncle called Chikka Gurubasetti. Dodda Gurubasetti, Chikka Guru-Basetti and Basetty are all dead.

2. As per decree of the Court of the First Munsiff of Bangalore in Original Suit No.747 of 1887

GEN. & REV. JUDL. 4 OCT 1917
DIARY No. J802
19 - 10
SECTION
FILE 66-17

the order passed by the Honourable Chief Court of Mysore in Miscellaneous Appeal 56 of 1891 and the Rajinama dated 18th October 1893 filed by the ancestors of both the parties before the Police of Bangalore, the appellants' family have the right to take out -- licenses every year and conduct the Dasara and Sankranti processions of the said Goddess.

3. The appellants' ancestors, i.e., the appellants' uncle Chikka Gurubasetti and the appellants' father as Managers of the appellants' family were taking out licenses and conducting the said processions as is evident from the several licenses obtained by the appellants' family for a period of 40 years.

4. The second appellant's father who after the death of his brother Chikka Gurubasetti, conducted the said processions for several years by taking out licenses in his name having died about one years and 8 months ago, the appellants wanted to conduct the Dasara procession last year in the exercise of their right. For this purpose they applied for license in the name of the 1st appellant to the City Magistrate, Bangalore, and obtained it. They made preparations to conduct the procession as usual. But the respondents who are latterly on inimical terms with the appellants on account of caste and other disputes, unjustly applied to the City Magistrate for the cancellation of the said license. The City Magistrate referred the matter to the Bangalore City Police for enquiry and report. The Police authorities without holding full

and regular enquiry but by hearing the interested, one-sided version of the respondents reported to the City Magistrate that the appellants were not entitled to get the license without the consent of the respondents. On this the City Magistrate without giving the appellants an opportunity to prove their case but by barely relying on the report of the Police, cancelled the license which he had granted to the appellants as above stated by holding that the appellants not being managers of the temple cannot get the license, when the respondents who are managers of the same, object to the granting of the license.

5. It is not in their right as managers of the temple that the appellants ask for this license. As stated above their family have not the right to take out licenses and conduct every year the Dasara and Sankranti Processions of the Goddess Chowdeswari Rameswari. The respondents are conducting other processions of the same Goddess.

6. As the appellants' family had also the right to take out licenses and conduct the Sankranti Procession, they applied for this license to the City Magistrate who after due consideration of all the facts and circumstances of the case, passed order in favour of the appellants.

7. The respondents and their ancestors never conducted these processions nor did they ever obtain licenses to conduct them. Two or three times the ancestors of the respondents disputed the right of the appellants family to take out licenses in the name of one of its members, but every time they raised the dispute they were unsuccessful and for the past 25 years, the members of the appellants'

family have taken out licenses and conducted these processions without interruption on the part of the respondents and their ancestors. It is only now after the death of Basetty, the father of the second appellant, the respondents have spitefully raked up the unrighteous old litigation of their ancestors.

8. Even as common devotees of the temple and as members of the community to whom the temple belongs, the appellants have got the right to conduct the said processions after taking out licenses in their names.

9. According to the custom and the clean understanding between the parties which is evidenced by the decree of the Bangalore Munsiff's Court, the order of the Chief Court and the Police Proceedings in 1893, the members of the appellants' family have after taking out licenses in their names to give notice to the Pujari of the temple to receive the necessary articles from the managers of the temple in order that the licensee may carry out the processions.

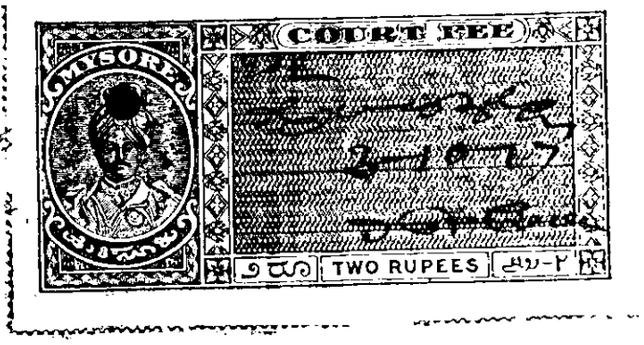
10. Therefore for obtaining licenses and conducting these processions the appellants are not bound to obtain the permission of the respondents. The learned District Magistrate has not properly understood the force of the argument of the appellants' advocate, who simply said that as the respondents have no objection to the appellants conducting the two processions in question, the respondents will be informed as usual through the Archik of the necessity to make over to him the Temple articles required for the processions.

11. It has always been the practice for persons who conduct processions to obtain

to obtain licenses in their names. This is a safe practice. There is no reason why the appellants should be deprived of their right of obtaining licenses in their names. If the respondents are given this right they are sure to give trouble to the appellants in several ways and prevent the processions.

12. The order of the District Magistrate is opposed to law, the weight of evidence and the entire record.

The appellants respectfully pray that the Government may be pleased to reverse the order of the District Magistrate and direct that licenses be issued to the appellants to conduct the Dasara and Sankranthi Ootsavams as usual.



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE

MAHARAJA OF MYSORE, BANGALORE.

Miscellaneous Appeal No. of 17-18

1. Mylara Setty son of Gurubasetty. 2. Mallappa Setty son of Basetti, both residing in Ramannanapet, Bangalore City.	.....	Appellants.
-vs-		
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GEN'L & REC'L
JUDICIAL
4 OCT 1917

DIARY No. 7803.
19 -10
SECTION OO
FILE No. 66-17
No. 2

The appellants abovenamed respectfully beg to appeal against the order passed by the District -- Magistrate, Bangalore in License Application No. 2 of 1916-1917 on the following amongst other grounds:-

1. The Chowdeswari Rameswari Temple in Ramannanapet, Bangalore City belongs to the community of the appellants and the respondents. The appellants are cousins, being sons of uterine brothers Dodda-Gurubasetty and Basetty. They had an uncle called Chikka Gurubasetti. Dodda Gurubasetti, Chikka Guru-Basetti and Basetty are all dead.

2. As per decree of the Court of the First - Munsiff of Bangalore in Original Suit No.747 of 1887

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4. The second appellant's father who after the death of his brother Chikka Gurubasetti, conducted the said processions for several years by taking out licenses in his name having died about one years and 8 months ago, the appellants wanted to conduct the Dasara procession last year in the exercise of their right. For this purpose they applied for license in the name of the 1st appellant to the City Magistrate, Bangalore, and obtained it. They made preparations to conduct the procession as usual. But the respondents who are latterly on inimical terms with the appellants on account of caste and other disputes, unjustly applied to the City Magistrate for the cancellation of the said license. The City Magistrate referred the matter to the Bangalore City Police for enquiry and report. The Police authorities without holding full

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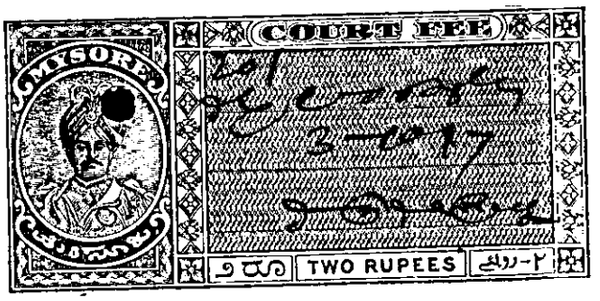
K. V. Ramaswamy Chetty
Adv.



To. The Government of His Highness the Maharaja of Mysore, Bangalore ~~ಕೋರ್ಟಿಗೆ.~~

19/19 ನೇ ಇಸವಿ Misc appeal ನಂಬರು.

~~ಹಾದಿ~~		~~ಪ್ರತಿವಾದಿ~~
Appellants		Respondents
Mylar Setty and another	ಎ	Nanjappa & thirty three others

Advocate ಮಾ॥ ರಾ॥ B. V. Ramanarasay Chetty B.A. ಯವರಿಗೆ.

Appellants ಬರೆಸಿಕೊಟ್ಟ ವಕಾಲತ್ ನಾಮಾ.

ಮೇಲ್ಕಂಡ ನಂಬರ್ ಮೊಖದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನಪರವಾಗಿ ಕೋರ್ಟಿಗೆಹಾಜರಾಗಿ ವಿವಾದಿಸಿ ಹೈಸಲ್ ಹೊಂದತಕ್ಕ ಬಗ್ಗೆ, ಈ ಮೊಕದ್ದಮೆಗೆ ಸಂಮಂಧ ಪಟ್ಟ ವಿಶಿಷ್ಟ ನಡವಳಿಕೆಗಳ ವಿಷಯದಲ್ಲೂ ಅರ್ಜಿವಗೈರೆ ಕೊಡುವದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗೆ ಸಲ್ಲತಕ್ಕ ಡಿಕ್ರೀವೊಬಲಗು ಶಿಲ್ಕು ವೊಬಲಗು ಸಹ ಪಡೆದುಕೊಂಡು ರಸೀದಿ ಕೊಡುವದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗಾಗಿ ವಾಪಸು ಆಗುವ ದಾವಾ ಸ್ಟ್ಯಾಂಪು, ಪ್ರೊಸೀಸ್ ಸ್ಟ್ಯಾಂಪುಗಳು ಸಹ ಪಡೆದು ಕೊಳ್ಳುವದಕ್ಕೂ, ಮತ್ತು ನನ್ನ ಬಾಬತು ವಿಶಿಷ್ಟ ದಸ್ತೈವಜು ವಗೈರೆಗಳನ್ನು ಕೋರ್ಟಿನಿಂದ ವಾಪಸು ತೆಗೆದುಕೊಳ್ಳುವದಕ್ಕೂ ಮತ್ತೂ ನನಿಗಾಗಿ ಅಮಲ್ದಾರಿ ನಡೆಸುವದಕ್ಕೂ ಸಹ, ಈ ಮೂಲಕ ತಮಿಗೆ ಅಧಿಕಾರ ಕೊಟ್ಟು ಇರುತ್ತೇನೆ. ಈವಿಷಯದಲ್ಲಿ ತಾವು ನಡಿಸುವ ಕೆಲಸಗಳನ್ನೆಲ್ಲಾ ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿ ಇರುವಂತೆ ಒಪ್ಪಲೂ ಇದರಿಂದ ಬದ್ಧನಾಗಿ ಇಧ್ದೇನೆ.

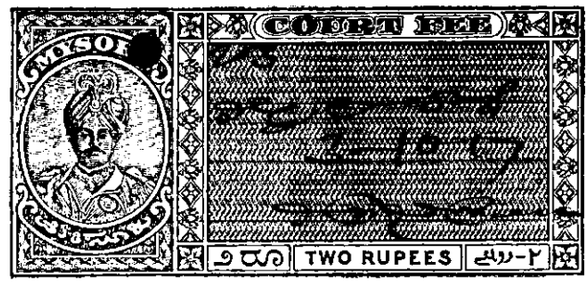
ತಾರೀಖು } ರುಜು ಚುಲ್ಲಪ್ಪ ಶೆಟ್ಟಿ ರುಜು

ಈ ವೊಕ್ಕಾಲ್ತ್ ನಾಮ ಕೊಟ್ಟವರು ನನಿಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷವು ಇದಕ್ಕೆ ರುಜುಮಾಡಿರು ಪದ್ದರಿಂದ ನಾನು ಸರ್ಟಿಫೈಮಾಡಿಇಧ್ದೇನೆ. } ಈ ವೊಕ್ಕಾಲ್ತ್ ನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇಧ್ದೇನೆ.

ಈ ಪ್ರಕಾರಂಗಳು

☞ ಬಿ. ಸೂರ್ಯನಾರಾಯಣಶಾಸ್ತ್ರಿ, ಬುಕ್ಕು ಸೆಲರ್, ದೊಡ್ಡಪೇಟೆ ಬೆಂಗಳೂರು ಸಿಟಿ. ಯವರಲ್ಲಿ ದೊರೆಯುತ್ತೆ

ಶಾರದಾವಿಲಾಸ ಪ್ರೆಸ್, ಬೆಂಗಳೂರು ಸಿಟಿ.



To.
The Government of His Highness
the Maharaja of Mysore,
Bangalore. ~~ಕೋರ್ಟ್ ಆಫ್.~~

19/7/1918ನೇ ಇಸವಿ Miscappeal ನಂಬರು.

~~ಪಾದಿ~~	~~ಪ್ರತಿವಾದಿ~~
Appellants	Respondents
1. Mylar Setty	1. Nanjappa Setty
2. Mallappa Setty	2. Hejaman Nanjundappa
	3 Hejaman Chikka Veerappa
	4. Hejaman Ramannaiah

Advocate ಮೆಸರ್ಸ್ B V. Ramaswamy Chetty B.A. ಅವರಿಗೆ.

Appellants ಬರೆಸಿಕೊಟ್ಟ ವಕಾಲತ್ ನಾಮಾ.

ಮೇಲ್ಕಂಡ ನಂಬರ್ ಮೊಖದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನವರವಾಗಿ ಕೋರ್ಟಿಗೆಹಾಜರಾಗಿ ವಿವಾದಿಸಿ ಪೈಸಲ್ ಹೊಂದತಕ್ಕ ಬಗ್ಗೂ, ಈ ಮೊಕದ್ದಮೆಗೆ ಸಂಮಂಧ ಪಟ್ಟ ವಿಶಿಷ್ಟ ನಡವಳಿಕೆಗಳ ವಿಷಯವಲ್ಲೂ ಅರ್ಜಿವಗೈರೆ ಕೊಡುವದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗೆ ಸಲ್ಲತಕ್ಕ ಡಿಕ್ರೀವೊಬಲಗು ಶಿಲ್ಕು ವೊಬಲಗು ಸಹ ಪಡದುಕೊಂಡು ರಸೀದಿ ಕೊಡುವದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗಾಗಿ ವಾಪಸು ಆಗುವ ದಾವಾ ಸ್ಟ್ಯಾಂಪು, ಪ್ರೋಸೆಸ್ ಸ್ಟ್ಯಾಂಪುಗಳು ಸಹ ಪಡೆದು ಕೊಳ್ಳುವದಕ್ಕೂ, ಮತ್ತು ನನ್ನ ಬಾಬತು ವಿಶಿಷ್ಟ ದಸ್ತೈವಜು ವಗೈರೆಗಳನ್ನು ಕೋರ್ಟಿನಿಂದ ವಾಪಸು ತೆಗೆದುಕೊಳ್ಳುವದಕ್ಕೂ ಮತ್ತೂ ನನಿಗಾಗಿ ಅಮಲ್ದಾರಿ ನಡೆಸುವದಕ್ಕೂ ಸಹ, ಈ ಮೂಲಕ ತಮಿಗೆ ಅಧಿಕಾರ ಕೊಟ್ಟು ಇರುತ್ತೇನೆ. ಈವಿಷಯದಲ್ಲಿ ತಾವು ನಡಿಸುವ ಕೆಲಸಗಳನ್ನೆಲ್ಲಾ ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿ ಇರುವಂತೆ ಒಪ್ಪಲೂ ಇದರಿಂದ ಬದ್ಧನಾಗಿ ಇಧ್ದೇನೆ.

ತಾರೀಖು } ರುಜು ಸಹಿ ಅಲ್ಲಿ ಅಂಗುಷ್ಟ

ಮಲ್ಲಪ್ಪ ಸೆಟ್ಟಿ ರುಜು

ಈ ವೊಕ್ಕಾಲ್ತ್ನಾಮ ಕೊಟ್ಟವರು ನನಿಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ಇದಕ್ಕೆ ರುಜುಮಾಡಿರು } ಈ ವೊಕ್ಕಾಲ್ತ್ನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇಧ್ದೇನೆ.
ವದ್ದರಿಂದ ನಾನು ಸರ್ಟಿಫೈಮಾಡಿಇಧ್ದೇನೆ.

ಈ ಪಾರಂಗಳು

ಬಿ. ಸೂರ್ಯನಾರಾಯಣಶಾಸ್ತ್ರಿ, ಬುಕ್ಸ್ ಸೆಲರ್, ದೊಡ್ಡಪೇಟೆ ಬೆಂಗಳೂರು ಸಿಟಿ.
ಯವರಲ್ಲಿ ದೊರೆಯುತ್ತೆ.

ಶಾರದಾವಿಲಾಸ ಪ್ರೆಸ್, ಬೆಂಗಳೂರು ಸಿಟಿ.

Before the Government of His Highness
the Maharaja of Mysore, Bangalore.

Miscellaneous Appeal of 1917-18

Appellants		Respondents
Mylan Setty and another.	to	Nanjappa and others.

The appellants beg to file the following documents:—

1. Copy of the order dated 22nd. March 1892 passed by the Honorable Chief Court in Miscellaneous Appeal 56 of 1891.

2. Copy of the rajinama filed on 9-1-1889 by Gurubasetty, Munidappa and others in Execution case 704 of 1891 on the file of the Munsiff of Bangalore

3. Copy of the order dated 5th. March 1880 passed by the 1st.

Assistant Commissioner, Bangalore District.

4. Copy of the order dated 26th March 1880 in Criminal Miscellaneous ~~Case~~ 189 of 1880 on the file of the Taluq Magistrate, Bangalore.

5. Copy of the statements made by Ejumbasetty, Munidappa and others before the Town Police Inspector on 18-10-1893.

Bangalore
3-10-97

B. V. Narasimha Chetty
Advocate for Appellants

Cf 966

POSTS TELEGRAPHS.

NOTICE.

This form must accompany any enquiry made respecting this Telegram.

Charges to pay. Rs. As.

Office Stamp. MYSORE 20 OCT 7 P.O.

Handed in at (Office of Origin).	Date.	Hour.	Minutes.	Service Instructions.	Words.
Bangalore C	23/7	3			48

Recd. here at H. M.

TO

Chief Secretary to Govt
of Mysore Camp Mysore
while appeal and stay petition
pending disposal before Govern
ment Bangalore City magistrate
granted Rameswara ~~Choudeswari~~
Choudeswari license to ~~all~~

N.B.—The name of the Sender if telegraphed, is written after the text.

...el Chand & Sons, Calcutta.

C.

POSTS TELEGRAPHS.

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.	
Rs.	As.

Office Stamp: MYSORE 2 OCT 17 BTO

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.

TO 11

Recd. here at 18 H. 58 M.

To opponents Nanjappasetti others pray immediate orders Cancelling license Copy of stay petition follows Mylarasetti. Mallappa-setti appellants 2

N.B.—The name of the Sender if telegraphed, is written after the text.

Lal Chand & Sons, Calcutta.

Sebd. This will be sent to HE-Q?s for putting up the enclosed file.

BS. 25/10/17

Yes. Please put file at once

KS 2-5/10

Urgent

Bgl Dy

J 965

The Chief Secretary to The
Government of Mysore
Camp Mysore.

Respected Sir,

I hereby Confirm the under-mentioned telegraphic message sent to-day to your honour.

"While appeal and stay petition pending disposal before Govt. Bangalore City Magistrate granted Rameswara Chowdeswari procession licence to opponents Ranjappa Setty others. Pray immediate orders cancelling licence: Copy of Stay petition follows."

Mylara Setty Mallappa Setty
appellants

and beg to state that it is really shocking that there should be such a glaring miscarriage of justice in this enlightened State and that no action has been taken as yet in spite of the appeal and the subsequent Stay petition praying for the urgent orders of the Government for directing the City Magistrate not to grant Licence to the opponents to Conduct the Rameswara Chowdeswari procession on the 25th instant

I beg to remain Sir,
Your most obedient Servt.

(Mylara Setty)
Chowdeswari Temple Street
Ramanna pet, Bangalore City

23-10-1917

Here a Stamp of the Value of Rs. 2/(Two) affixed to the original petition

Before The Government of His Highness The Maharaja of Mysore

Bangalore

Miscellaneous appeal No. of 1917-18

1. Mylara Setty,
Son of Gurubasa Setty
2 Mallappa Setty
Son of Basetti.
Both residing in Ramannapet.
Bangalore city

} Appellants Petitioners.

Vs

1. Ranjappa Setty
2 Yajamaan Ranjundappa
3 Yajamaan Ramaswamappa.
4. Yajamaan Bhikkha Verappa
All residing in Ramannapet
Bangalore city.

} Respondents Opponents

The petitioners most respectfully beg to state as follows:-

1. The petitioners preferred the aforesaid Miscellaneous appeal on 4-10-1917 against the order of the District Magistrate of Bangalore on License Application No:- 2 of 1916-17 Confirming the order of the City Magistrate of Bangalore in Miscellaneous case No:- 124 of 1916-17.

2. The City Magistrate granted license at first to the petitioners to Conduct in procession the Dasara Utsavam but withdrew the same subsequently on an objection raised maliciously by the opponents.

3. The petitioners have been enjoying the right of Conducting the said Utsavam of Ramalinga Chowdeswari of Ramanapet for the last 40 years and upwards on the strength of the licenses obtained in their names every year.

4. It is really very surprising how this long-standing right can be set at naught by the Magistrates by a sudden and shadowy objection raised by the opponents.

5. Both the City Majistrate and the Dist. Magistrate overlooked the strong documentary evidence and have arrived at wrong Conclusions

6. The opponents have been exerting all their art to Contrive Convenient opportunities to usurp the right of the petitioners to carry in procession the Dasara and Sankranti Utsavam of Rameswara Chowdeswari by teasing them with malicious and frivolous objections.

7. The petitioners being Settlers of the pettah and the Chowdeswari Temple are privileged to perform the Dasara and Sankranti Utsavams and the opponents being yajamans are privileged to perform in a similar manner the Karthika Rathasaptami and Arudrotsavam Utsavams of the said Rameswara Chowdeswari.

8. The petitioners, therefore most humbly pray that pending the disposal of the above Miscellaneous Appeal the City Magistrate may be kindly directed very early not to

not to grant any license to the opponents to perform the Dasara Utsavams of Rameswara Chowdeswari falling on or about the 25th of October 1917, and if granted to withdraw the same.

(Sd) Mylara'Setty & Mallappa Setty
in Kannada.
Petitioners.

Ramanna pet.
Bangalore city
12th October 1917

(Copy)

Address of Opposer
12-no-nfnz

GOVT. OF H. H. THE MAHARAJA
OF MYSORE

GEN. & REV. SECRETARIAT.

OFFICIAL MEMORANDUM

No. J 1564

The accompanying Petition Registered
No. J 8028 9803 dated 4th Oct 1917.
received at the General and Revenue
Secretariat from Mytara Setty and
Mallappa Setty, Ramamanapa
Bangalore city, appealing
against the order of the
District magistrate Bangalore
withdrawing the licenses
granted to conduct the
Dasara and Sankrauthi
ootsavamas

is forwarded, together with its enclosures,
to the District magistrate
Bangalore
.....
..... for a report
with the records of the case

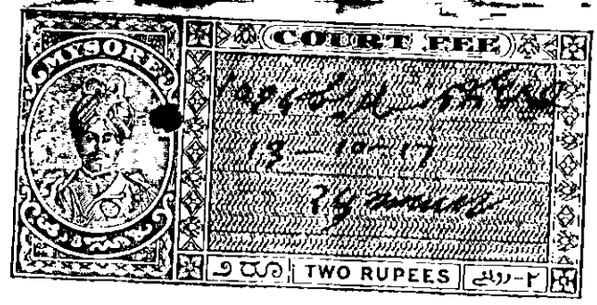
By Order,

Secretary.

BANGALORE,
7/11/1917

[P. T. O.

GPB—1,000—2-11-14



Petition lost
7/11/17

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, BANGALORE.

SECRETARIAT
JUDICIAL
7 NOV 1917

Miscellaneous appeal No. of 1917-18.

1. Mylara Setty, son of Gurubasetty.
2. Mallappa Setty, son of Basetti,

both residing in Ramannapet, Bangalore City. ... Appellants.....Petitioners.

66-17

VS.

1. Nanjappa Setty.
2. Yazaman Nanjundappa.
3. Yazaman Ramaswamappa.
4. Yazaman Chikkaveerappa.

All residing in Ramannapet, Bangalore City. ... Respondents....Opponents.

The petitioners most respectfully beg to state as follows:-

1. The petitioners preferred the aforesaid miscellaneous appeal on 4-10-1917 against the order of the District Magistrate of Bangalore on License Application No: 2 of 1916-17 confirming the order of the City Magistrate of Bangalore in Miscellaneous Case No: 124 of 1916-17.

2. The City Magistrate granted license at first to the petitioners to conduct in procession the Dasara Utsavam but withdrew the same subsequently on an objection raised maliciously by the opponents.

3. The petitioners have been enjoying the right of conducting the said Utsavam of Ramalinga Choudesvari of Ramannapet for the last 40 years and upwards on the strength of the licenses obtained in their names every year.

It is really very surprising how this long-standing right can be set at naught by the magistrates by a sudden and shadowy objection raised by the opponents.

5. Both the City Magistrate and the District Magistrate overlooked the strong documentary evidence and have arrived at wrong conclusions.

6. The opponents have been exerting all their art to contrive convenient opportunities to usurp the right of the petitioners to carry in procession the Dasara and Sankranti Utsavams of Rameswara Choudesvari by teasing them with malicious and frivolous objections.

7. The petitioners being Setties of the Pettah and the Choudesvari Temple are privileged to perform the Dasara and Sankranti Utsavams, and the opponents being Yezamans are privileged to perform in a similar manner the Parthike, Ratasapthami and Aridrotsavam Utsavams of the said Rameswara Choudesvari.

8. The petitioners, therefore, most humbly pray that pending the disposal of the above Miscellaneous Appeal the City Magistrate may be kindly directed very early not to grant any license to the opponents to perform the Dasara Utsavam of Rameswara Choudesvari falling on or about the 25th of October 1917, and if granted to withdraw the same.

Ramannapet,
Bangalore City,
October 1917.

PETITIONERS.

GEN. & REV. SECRETARIAT
JUDICIAL
26 NOV 1917
No....

DIARY No.....
19 -19
SECTION Pol
FILE 67-17
ITEM 5

Office of the Deputy Commissioner,
Bangalore District.

Dated Bangalore, 23rd November 1917.

From

P.F.Bowring,Esq.,
Deputy Commissioner, & District Magistrate,
Bangalore District.

To

C.S.Balasundaram Iyer,Esq.,B.A.,
Chief Secretary to the Government of His Highness
the Maharaja of Mysore, Bangalore.

Sir,

Adverting to your Official Memorandum No.J.1564/Pol.66-17-3 dated 7th November 1917 forwarding the appeal petitions of Mylara Setti and Malla Setti of Ramannanapet, Bangalore City, re - the licensees for Dasara and Sankaranthi Ootsavams and calling for a report with the records of the case, I have the honor to forward herewith 2 files of connected records on the subject viz.License application No.II of 1916-17 is one file and Mis.No.89 of 1916-17 is another. In the former one Mylar Setti and another of the -- Bangalore City,presented a petition stating that the City Magistrate, Bangalore, who at first granted a license to them in October 1916 for the procession of the Dieties - Chowdeswari and -- Rameswara on the Vijaya Desami day,- Subsequently withdrew the same in his subsequent order in Mis.No.124 of 1916-17 and praying that the said latter order of the City Magistrate may be set aside. This petition coming on for final hearing on 28th July 1917 when an order dismissing the same was passed for reasons stated therein (Vide flag A in the said record).

2. Again, as regards Mis.No.89 of 1916-17 the petitioners Nanjappa and others in this case who figured as opponents in the other presented a petition to me praying that the order passed by the City Magistrate on 9th April 1917 in criminal miscellaneous case No.266 of 1916-17 on his file granting a license to Mylar Setti and another be set aside and that license be issued in their favour. Thiscame up for final hearing on 28th July 1917. After hearing both sides,

WD 02765—GPB.— 79,000—25-2-17—S.

1917-18.

From

The District Magistrate
Bangalore District.

To 26 NOV 191.

The Chief Secretary to the
Government of H.H. the
Maharaja of Mysore,
Bangalore.

Dated 23.

Despatched 24th November 17

Received

General No. R.O.C. 420

No. 2 17-18.

Enclosure No. 2 files.

Submits records -
relating to the petitions
of Nyclara Setty and Muthappa
Setty of Ramanmapet
Bangalore City re-licenses
for Dasara & Sankaran
Vidyasankaras.

R & C 4-15

sides, the petitioners Advocate being absent - orders were passed to the effect that the managers of the temple should be consulted in the matter as there can be no valid objection to the license being granted in their names. The order of the City Magistrate was consequently set aside and license granted to the opponents withdrawn(vide flag B in the said record).

3. The enclosures received with the officeial Memo under reply are herewith returned.

I have the honor to be,

Sir,

Your most obedient servant.

District Magistrate,
Bangalore District.

G. R. S. VI—G[illegible]2]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT,

( )

the *191* .

Date of issue.....21.12.17.....

Signed by.....M.G. Srinivasa Ayy.....

Section Rvl
File No. 66-17
Serial No. 6

No. 2205 Encl

To

Thro' Mr B.V Ramaswamy Iyengar,
Advocate, Bangalore.

Endorsement granting to Mylarasetti son of Gurubasetti and Rama Mallappasetti son of Basetti residing in Ramanagar, Bangalore City, the petitioners applied for T.802 and T.803 requesting their petitions to construct the Davasa and Seekrasetti processions of Chikkaja Ramaswamy

The petitioners are

over.

Gw 27/12/17

informed that they should establish
their rights in a Civil Court (complaint) and
that Govt would not intervene
in the matter

The enclosures received
with the petitions are returned
herewith

The petitioner will
send all the enclosures
except the verbal statements.

By Order

Sd/-
for Ch. Secy. to Govt

P.S.
19.12.17

J 2206 (Records)

Copy to the Dt. Magte.
Banaganapalle with reference to
his letter no. R.O.C. 420-J17-18 dt
23.11.17 calling for returning the records. —

By Order

Sd/-
for Ch. Secy. to Govt.

List of enclosure

P.S.
18.12.17

Copied by

Examined by

WD 86—GPB—60,000—15-11-16